

## ANHUT, INDICTED, TO PLEAD IMMUNITY

Thaw's Lawyer Says Appearance  
Before Commission Bars  
Prosecution.

HIS PLEA IS UNIQUE

Defence Said to Be Without  
Precedent in This  
State.

Attorney John N. Anhut, who received a writ of \$20,000 to aid in Harry K. Thaw's liberation from Matteawan, was indicted by the Grand Jury yesterday on a charge of bribery and gave himself up to the District Attorney's office. He was arraigned before Justice Sweeney in the Criminal Branch of the Supreme Court and held under \$20,000 bail for pleading Tuesday. A plea of immunity was entered.

There are two counts in the indictment returned against Anhut. The first charges the lawyer with aiding and abetting Thaw in offering a bribe and the second charges him with offering a bribe. The Grand Jury found as its basis for the indictment the testimony of John W. Russell, former head of Matteawan, who told that body and the Governor's commission of inquiry at Albany that Anhut had twice offered him \$20,000 if he would sign a certificate that Thaw was sane. The first attempt at bribery, according to Dr. Russell, was on November 22 at the Savoy Hotel and the second at the Astor House on December 16.

When Anhut comes to plead he will offer through his attorney, Arthur C. Palmer, what Assistant District Attorney De Ford, who has handled the case, claims is a plea without precedent in this State. The plea, Attorney Palmer said yesterday, will be a claim that Anhut's testimony before the committee of inquiry at Albany has exempted him from prosecution on a bribery charge.

The plea will claim, Mr. Palmer said, that the Albany investigation was under the aegis of the committee, which gave the witnesses the power to punish those who failed to respond to their questions. The hearing was held under that act and the charges of bribery were the subjects considered at the hearing and the statute regarding bribery proceedings provides absolute immunity where bribery was under consideration and the witness now indicted testified on that subject. For those reasons, we will claim that the indictment handed down to-day was improper.

In case the court rules that Anhut did not get immunity from his testimony at Albany, Mr. Palmer went on, it will be held at the trial that the money received from Thaw was a matter between lawyer and client and an entirely legitimate transaction and that none of it was ever offered to Dr. Russell.

Assistant District Attorney De Ford explained that the special plea of Anhut will be unique, although the bribery statute provides that it may be introduced. It is not in the Code of Criminal Procedure, where three pleas are allowed: guilty, not guilty or former acquittal. Mr. De Ford said that he predicted the procedure in this case would follow the same lines as in a plea of former acquittal. It would be a question of fact, he thought, for a jury.

That Anhut would plead immunity if indicted was foreseen by those who have followed the hearings in Albany, and when Gov. Sulzer directed District Attorney Whitman to take up the case before the Grand Jury Mr. Whitman used Attorney Linar Christie of the Albany committee of the Bar Association to search the records at Albany to see if waivers of immunity had been filed there by any of the witnesses.

Mr. Whitman said later that no such waiver had been found. The witnesses questioned by the Grand Jury here were asked to waive immunity and Anhut refused to do so before the Grand Jury under these conditions.

When the Governor's investigating committee first took up the Thaw bribery scandal, Dr. Russell testified that Anhut had offered him a bribe and that he had reported the attempt at bribery to Gov. W. E. Scott, then Superintendent of Prisons. Dr. Russell said that William C. Clark, secretary of the committee, had told him that Gov. Sulzer was going to have Thaw liberated. Anhut, the witness stand denied that he had offered a bribe, but said that Dr. Russell had demanded a share of Anhut's counsel fee to certify Thaw sane.

In the investigation the Grand Jury heard Harry K. Thaw, his mother, Mrs. Mary Thaw, Thaw's brother, Alfred Thaw, and Thaw's attorney, Arthur C. Palmer, a private detective, Dr. W. J. Kennedy, Dr. Russell, Col. Scott, Detective Howard A. Hoffman, Thaw's confidential messenger and Gus Roeder, a newspaper man.

## STREET BED FOR HOMELESS.

Homeless People's Ingenious Escape for  
Disappearing Goods on Sidewalk.

A result of a new ruling of the Board of Magistrates more than 100 East 84th street people were summoned to the Board of Municipal Court yesterday to explain why they blocked sidewalks with their showcases and goods. Several presented ingenious excuses. An East 84th street furniture dealer solemnly told the court that he had been warned by a policeman to sleep on a couch in front of his shop. Another dealer, a street vendor, said that there were no other places where he could sleep except in a case of old clothing and that he did not want to imperil the health of his family.

Most of the defendants were fined from \$5 to \$10 and others got off with a warning.

## SENATE PASSES PHONE BILL.

Measure for Five Cent Calls Now  
Goes to Sulzer.

ALBANY, April 17.—The Senate to-day passed by a vote of 27 to 14 the bill of Assemblyman Larimer providing that no telephone company shall charge more than 5 cents for a telephone call anywhere in New York city and increasing from three to five minutes the time which such conversation may take for free.

The bill has passed the Assembly and now goes to Gov. Sulzer.

## Blankenbush's Tax Scheme Defeated.

ALBANY, April 17.—The ordinance for a tax of \$1 on every \$1,000 worth of bonds manufactured here, which was urged by Mayor Blankenbush to increase the city's revenue, was defeated in Committee today by 12 to 2.

## JOHN N. ANHUT



Attorney for Harry K. Thaw, who was indicted yesterday on a charge of attempted bribery of Supt. Russell of Matteawan.

## TAYLOR ACCUSED OF KILLING STORE CLERK

Convicted Auto Bandit Says  
Leader Admitted Jacoby  
Robbery.

## GAVE JEWELS TO WOMAN

Gangster Asserts He Was Bluffing to Keep Up Fellow's Nerve.

George McVetty, one of the four men convicted as members of an automobile band of burglars, did his best yesterday to fasten the murder of Joseph Stern, a clerk in Jacob Jacoby's jewelry store at Thirtieth street and Sixth avenue two years ago, upon Joseph Taylor, the leader of the gang, who was arrested several weeks ago and confessed his part in the "taxi truck" work. Taylor's evidence helped convict McVetty and his companions.

Yesterday the four men, Charles McVetty, George McVetty, Robert Bolger and Charles C. Clark, were up for sentence before Judge Foster. Assistant District Attorney Bostwick asked that they be put over as one had "important information" to give to the District Attorney's office.

McVetty said that Taylor confessed to him when both were in the Tombs prison that he had killed Stern. Taylor had said, according to McVetty, that he gave some of the jewelry to "Josie," with whom he lived.

Another time a woman had come to the Tombs to see Taylor.

"Did you notice the ring on her finger?" Taylor said, according to McVetty. "That came from Jacoby's."

McVetty said that Taylor at the time of the Stern killing lived only seven doors from the jewelry shop.

At the request of the District Attorney's office, Deputy Police Commissioner Dougherty had Capt. McKinney and half a dozen detectives round up all the gangsters they could find on the upper West Side, including Oney Madden, and bring them with "Josie" to the Criminal Courts Building. There they were questioned by Assistant District Attorney Bostwick and members of the homicide bureau.

"Josie" was almost fainting when she left the District Attorney's office and would have fallen outside if a passerby had not caught her.

"Josie's" testimony did not throw much light on the case and it was said that there had been little confirmation of McVetty's story. When Taylor made his first statement to Assistant District Attorney Bostwick, he told Mr. Bostwick that he had told McVetty that he murdered Stern and explained that it was because McVetty was weakening on a burglary and he wanted to brace McVetty up.

"I'm glad to put a rope around that Taylor's neck," McVetty said to a friend as he left the District Attorney's office yesterday. "If it hadn't been for

## MILLION FROM INTERBOROUGH.

City Gets Another Loan From a Subway Contract Holder.

The Interborough holds the city's three months note for \$1,000,000. The Brooklyn Rapid Transit Company a little while ago lent the same sum on the city's note of hand. It is a part of Controller Prendergast's plan to let the city get some good out of the deposits made by the transit companies as security for carrying out the subway contracts.

Under the contracts for the dual system the companies are obliged to deposit surety bonds for \$1,000,000 apiece and also \$1,000,000 in cash or securities as additional earnest of good faith. If the companies deposit \$1,000,000 each in cash the city can't touch it, but if they lend money to the city, and Mr. Prendergast gives the city's notes, they will serve as security under the contracts, provided the Public Service Commission approves the character of the collateral.

The commission had the job yesterday of saying that the city's note to the Interborough was good. The note was made on February 27 and falls due on June 2. It draws 4 1/2 per cent, a quarter of 1 per cent better than the Brooklyn Rapid Transit got for the same amount. The difference was dictated by a change in money rates. When the note falls due the Interborough will take up \$1,000,000 of city bonds.

## GAVE CLUES TO GYP THE BLOOD.

Rosalsky Defers Sentence on Man Who Helped Whitman.

When David Gardner, real name Tarnow, was up for sentence before Judge Rosalsky in General Sessions court yesterday on his plea of guilty to second degree grand larceny the Judge reminded him for a week.

"This was the man," said Judge Rosalsky, "who was responsible for the capture of Gyp the Blood and Lefty Louie, and I want to know what he did for me before passing sentence."

He was arrested on July 29 for stealing a pocketbook from Miss Louise Lode of 401 Monroe street, Brooklyn, at Broadway and Fourteenth street. It is said that he gave clues to the police while a prisoner in the Tombs.

## POLICE WATCHING MRS. DIETZ.

Murdered Chicagoan's Widow Denies a Man's Charges.

CHICAGO, April 17.—A coroner's jury to-night ordered under police surveillance Mrs. George Dietz, widow of the Wabash avenue tailor who was mysteriously murdered in his home in Lake View on Sunday night. In court to-morrow she will be compelled to furnish bonds of \$5,000 pending the outcome of the inquest. The jury ordered also that George Nürnberg be held in like a further investigation. The action came after Mrs. Dietz had retold her original story of the finding of the dead body in a back bedroom and a denial of improper relations with Nürnberg and testimony by Nürnberg that Mrs. Dietz and he had frequently visited rooming houses in West Ontario street.

## Florence Holbrook's Suit Dismissed.

A suit for divorce brought by Florence Holbrook, recently star in "Bright Eyes," against Cecil Lean, leading man in "The Man With Three Wives," was dismissed yesterday. Mrs. Lean said she could furnish evidence for a decree, although her husband did not defend the case.

## JERSEY LAWS DRIVE GUGGENHEIMS OUT

Incorporate Their \$95,000,000  
Chile Copper Company in  
Delaware.

## "SEVEN SISTERS" BLAMED

Plan to Merge All Copper Interests in South America.

The effect of the new "seven sisters" legislation in New Jersey was apparent yesterday in the incorporation of the new Guggenheim company, known as the Chile Copper Company, under the laws of Delaware. Daniel Guggenheim will be the president of the new concern, which is capitalized at \$95,000,000, and which plans to merge all the copper interests in South America.

Ever since the passing of the new law in New Jersey corporation lawyers have been saying that holding companies which controlled the stocks of other concerns would go elsewhere to incorporate. Maine, Delaware and Virginia were suggested as the probable States to do the vast business of incorporation hitherto carried on in New Jersey.

The new Chile company was the first concern of any size to go to Delaware after its reorganization, though the old company was formed under the laws of New Jersey. The laws of the former State embody most of the old provisions of incorporation which formerly made New Jersey the haven of large corporations.

The Chile Copper Company is one of the largest concerns to be incorporated in the East for some time. It is understood that it will take over the \$20,000,000 Chile Copper Company incorporated in Maine in December as well as the \$1,000,000 Chile Exploration Company incorporated in New Jersey.

As soon as the articles of incorporation are completed the company plans to issue \$15,000,000 7 per cent convertible bonds at par and immediately increase the capital stock to \$10,000,000 to provide for the bonds. The stock will not be offered for public subscription, but will be held by the Guggenheims.

The incorporators of the company are connected with the Corporation Trust Company, which has the charter, which has broad transportation powers. A. C. Burrage is to be the vice-president. The properties in Chile were originally controlled by a London syndicate. Shortly after Mr. Burrage left the Amalgamated Copper people and went with the Guggenheims the latter acquired the property.

## OFFERED \$200,000 FOR HUSBAND.

Miss Marburg Gave Niece \$25,000 Not to Wed Guide.

BALTIMORE, April 17.—Miss Emma Marburg, whose brothers are wealthy retired tobacco manufacturers of this city and are known in art, society and club circles, testified before a jury to-day that she had agreed to give \$200,000 to Frederick Fischer of Paris, a European guide, if he would marry her and become a citizen of this country. Her niece, who is Miss Marie Murder, her niece, who is now Mrs. Fischer, if she would not marry Fischer.

She also said that she gave Fischer an automobile that cost \$2,000 and that she gave \$5,000 to her dressmaker to buy a house.

This testimony was given before a jury selected to determine Miss Marburg's sanity. She has been confined in an asylum since last fall, after she had announced that the reported engagement of her niece to Fischer was a blind and that she herself was to wed him.

The marriage of Fischer and Miss Murder took place immediately after Miss Marburg's announcement of her own engagement. Her brother Theodore was one of the witnesses at the wedding. He is opposing the release of his sister from the asylum. Miss Marburg is 51 years old.

## SAYS DR. SMITH WAS WORRIED.

Physician Testifies Against Physician at Murder Trial.

SPRINGFIELD, Ohio, April 17.—"Well, I don't believe they can find anything after this long time, anyhow,"

Dr. O. W. Marquand, State's witness, today testified that Dr. A. B. Smith, on trial charged with the murder of his first wife, Florence Caviler Smith, made this statement to him on the street after the 4-nd and 5th floors had been exhausted for analysis for poison. Dr. Marquand said Smith appeared greatly worried.

He testified that he signed the death certificate, giving "apoplexy" as the cause of death, because of the symptoms described to him by Dr. Smith.

For the first time Mrs. Mabel Merchant Smith, whom the doctor examined two months after the death of his first wife, was in court to-day. She sat at the side of her husband.

## CITY JOTTINGS.

Leo B. Siegel of 331 Keap street, Brooklyn, head of Siegel's Protective Agency of 309 Broadway, was arrested yesterday under the vehicle laws. The complainant, Stella Pasberg, says Siegel forced her to the streets and took money from her.

Five-year-old Rosie Dengler of 124 Wallabout street, Williamsburg, was fatally burned in a bonfire she and two playmates started in a yard at 136 Wallabout street.

Joseph Requenti sat on a string piece of the pier at 103d street and East River, bedecked with flags. Policeman Joseph McCauley jumped in after him and held him up until men with a rope pulled them both out.

Mrs. Frederick Beck, 44 years of age, of Jackson avenue and Twenty-fifth street, Elmhurst, was struck and severely injured by an automobile near her home.

Patrick Hayes, a Baltimore and Ohio Railroad detective, who shot himself in the head on Wednesday at Richmond, as he was being taken to the county jail, will live, the doctors say.

Supreme Court Justice Blackmar in Brooklyn reduced from \$42,500 to \$26,000 the fees which Edward Leons, the receiver, had contracted to pay Arnon L. Squires, the lawyer in the dissolution of the Dean Alvord properties.

A coroner's jury in Brooklyn last night exonerated Mrs. Ethel Clark and her husband, captain of the barge Hanbury, of the death of John Dunn of 621 Newell street. Dunn attempted to assault Mrs. Clark Sunday night and she pushed him offboard.

Cash and jewelry worth \$1,500 were taken from a safe in the rooms of Mrs. Amelia Calonde at 197 Hester street yesterday afternoon. Mrs. Calonde has a wine shop at 187 Hester street and left two children in charge of her flat. They went out and burglars came in.

## FORMER POLICEMAN ON TRIAL.

O'Donnell Is Accused of Robbing Garage While on Duty.

Walter O'Donnell, formerly a policeman in the East Thirty-fifth street precinct, was put on trial before Judge Rosalsky in General Sessions yesterday on the charge that while a member of the police force he broke into the garage of Robert C. Graves, a wall paper manufacturer, who lives at the Plaza. The garage is at 102 East Fortieth street.

When O'Donnell's home was searched, the police say, a revolver of foreign make worth \$100, two coats valued at \$600 and two watches, all of which had been taken from the Graves garage, were found. Mr. Graves lost about \$5,000 worth of articles when his garage was robbed.

O'Donnell had been a policeman for seven years when he was dismissed on February 9, 1912, for being off post at the time of the Graves garage robbery on December 18, 1911. At the police hearing it was testified that he had been seen near that garage. According to the police records O'Donnell has been frequently shifted from precinct to precinct. Assistant District Attorney Colligan says that when O'Donnell went to a new precinct the reports of burglaries in it often increased.

Yesterday was taken up with getting a jury. The case was adjourned until Monday because Judge Rosalsky is going to Sing Sing to-day to question Jack Mulroney, a prisoner under sentence of death who wants a new trial.

## SWISS PROFESSOR SAYS ALL MIGHT BE INSANE

Logic Keeps the Autistic Mind in Subjection With Normal Persons.

BALTIMORE, April 17.—Prof. E. Bieuler of Switzerland, in an address before distinguished medical men at the Henry Phipps Psychiatric Clinic of Johns Hopkins Hospital to-day, said all persons are living on the border of insanity, that is, all might become mentally unbalanced.

What are considered normal persons, he explained, irrational thoughts are kept under control by logical reasoning. He said:

"An escaped inmate of an asylum is in an inn which he refuses to leave. He believes that the Queen of Holland is coming to marry him and he must be at the inn. Now the man is ill favored, without property, yet his autistic mind tells him he is fit to be Prince consort of the Queen of Holland. The fact that neither he nor the imaginary fiancée has made preparations for the nuptials has no effect on him. Now there is method in his madness, because he is happy in the thought of coming prosperity, but it is all a fairy tale. "Each of us has his fairy tale when we are by ourselves. We hide it from strangers. We like to believe that we are rich or good looking or of great eminence. The imprisoned fairy guides our taste, shapes our clothes and makes us sign our names with a flourish. "Poets are nothing but children grown up."

"None of us is very far from the insane. We have logic most of us, to keep the autistic or insane thinking in the background. Any deviation from reality becomes autistic. The man in the asylum who goes about emptying ships believes fully that he is the Emperor of the world, a position far removed from his real condition in life."

The audience broke into loud continued applause when he had finished and many of the doctors rushed forward to grasp him by the hand. In the gathering were Sir William Osler, Dr. William H. Welch, Prof. Ottorino Rossi of Italy, Prof. Heilmann and others.

## Grenkle Freed in Trast Murder.

PHILADELPHIA, April 17.—Edmund Grenkle was acquitted to-day of aiding Mrs. Frodo Hartman Trast in the murder of her second husband, Wilhelm Trast, a middle aged baker. The jury had been out eighteen hours.



In the fine art of "benching Boots," London shows its heels to all the world, from Paris to Pretoria—from Vienna to Vladivostok—from New York to New Zealand.

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## Actual Site of the Tower of Babel

From a photograph recently taken and reproduced by the Intaglio process.

In Next Sunday's Sun

## Gems from the Next Paris Salon

Photographs of some of the best works of art just submitted to the Committee.

In Next Sunday's Sun

## Solving the New York Dock Problem

How the Government is testing the suction of big ships in a tank model of the North River.

In Next Sunday's Sun

## Sec'y Garrison and Admiral Dewey

One discusses the Army and its needs and the other the Navy.

In Next Sunday's Sun